

# Howard & Howard

law for business

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AUG 12 2005

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## FACSIMILE TRANSMITTAL SHEET

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TO:  
Examiner Duy M. DangFROM:  
James R. YeeCOMPANY:  
USPTODATE:  
Friday, August 12, 2005FAX NUMBER:  
(703) 872-9306TOTAL NUMBER OF PAGES INCLUDING COVER:  
17PHONE NUMBER:  
(571) 272-7389SENDER'S PHONE NUMBER:  
(248) 645-1483CLIENT NUMBER:  
Serial No. 09/976,080  
Atty Docket No. 60,512-003SENDER'S FAX NUMBER:  
(248) 645-1568RE:  
Response to Office Communication dated 06/17/2005, Confirmation No. 1167

☐ URGENT    ☐ FOR REVIEW    ☐ PLEASE COMMENT    ☐ PLEASE REPLY    ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Attached please find an Amendment in response to the Office Communication dated 06/17/2005, Confirmation No. 1167.

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HOWARD & HOWARD ATTORNEYS, P.C.  
THE PINEHURST OFFICE CENTER, SUITE 101  
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BLOOMFIELD HILLS, MICHIGAN 48304-5151

PTO/SB/17 (12-04)

Approved for use through 07/31/2008. OMB 0551-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to Consolidated Appropriations Act. 2005 (H.R. 4818).

**FEE TRANSMITTAL****for FY 2005**☒ Applicant Claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 75.00

Complete if Known

Application Number 09/976,080

Filing Date October 12, 2001

First Named Inventor Gerald R. Black

Examiner Name Duy M. Dang

Art Unit 2621

Attorney Docket No. 60,512-003

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**CENTRAL FAX CENTER****AUG 12 2005****METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 08-2789 Deposit Account Name: Howard & Howard

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s)☒ Credit any overpayments

under 37 CFR 1.16 and 1.17

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee(\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	
Utility	300	150	500	250	200	100	\$
Design	200	100	100	50	130	65	\$
Plant	200	100	300	150	160	80	\$
Reissue	300	150	500	250	600	300	\$
Provisional	200	100	0	0	0	0	\$

**2. EXCESS CLAIM FEES****Fee Description**

	Small Entity Fee(\$)	Fee(\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee(\$)	Fee Paid (\$)
37 - 34 = HP = 3	x	\$25.00	\$75.00

HP = highest number of total claims paid for, if greater than 20

Indep. Claims	Extra Claims	Fee(\$)	Fee Paid (\$)
5 - 5 = HP = 0	x	\$100.00	\$0.00

HP = highest number of independent claims paid for, if greater than 3

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee(\$)	Fee Paid (\$)
-100 = 0	/50 = 0	(round up to a whole number) x	\$	\$0.00

Fees Paid (\$)

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other: \_\_\_\_\_

**SUBMITTED BY**

Complete (if applicable)

Name (Print/Type)

James R. Yee

Registration No. Attorney/Agent

34,460

Telephone

(248) 645-1483

Signature

Date

August 12, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-450.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Applicant** : Gerald R. Black**Serial No.** : 09/976,080**Docket No.** : 60,512-003**Filed** : October 12, 2001**Title** : METHOD FOR IDENTITY VERIFICATION**RECEIVED  
CENTRAL FAX CENTER****AUG 12 2005****AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This Amendment is in response to the office action dated June 17, 2005. Please amend the application as follows. Amended paragraphs and a version of all pending claims and their current status are presented having necessary markings to show any changes made in compliance with 37 C.F.R. §1.121.

**Claims** – a complete listing of claims which begins on page 2;

**Remarks/Arguments** -- begin on page 7 of this paper.

08/15/2005 FMEK11 00000013 082789 09976080

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